

JUN 15 2005

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**FACSIMILE COVER LETTER**

**To:** Group Art Unit 1632  
**Firm:** U.S. Patent and Trademark Office  
**Facsimile:** (703) 872-9306  
**From:** Thomas J. Kowalski (Reg. No. 32,147)  
Deborah L. Lu (Reg. No. 50,940)  
**Date:** June 15, 2005  
**Re:** Application No. 10/782,899  
FLH Reference No. 671308-2001.1  
**Number of Pages:** 10  
(including cover page)

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If you do not receive all pages or are unable to read the transmission, please call and ask for Deborah Lu (Ext. 2088).

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is a Supplemental Amendment and Response to Restriction Requirement for filing in connection with U.S. Application No. 10/782,899. Please note that the species election in the Amendment and Response to Restriction Requirement filed by Express Mail on June 15, 2005 is in error.

Sincerely,



Deborah L. Lu  
Registration No. 50,940

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PATENT  
671308-2001.1**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED  
CENTRAL FAX CENTER****JUN 15 2005**

Applicant(s) : MINORU FUJIMORI ET AL.  
Serial No. : 10/782,899  
For : ANAEROBIC BACTERIUM AS A DRUG FOR CANCER  
GENE THERAPY  
Filed : FEBRUARY 23, 2004  
Examiner : BRIAN A. WHITEMAN  
Art Unit : 1635

745 Fifth Avenue  
New York, NY 10151**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted  
to the Patent and Trademark Office on the date shown below.

Deborah L. Lu, Reg. No. 50,940

Type or print name of person signing certification



Signature

June 15, 2005

Date of Signature

**SUPPLEMENTAL AMENDMENT AND  
RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed on May 16, 2005 and supplemental to the Amendment and Response to Restriction Requirement filed by Express Mail on June 15, 2005, Applicants elect, with traverse, Group I and the species of DNA coding for a protein having an activity of converting a precursor of an anti-tumor substance into the antitumor substance. Applicants respectfully request entry of the following amendments and remarks.

PATENT  
671308-2001.1

It is believed that no fee is required for submission of this paper. However, the Commissioner is hereby authorized to charge any necessary fee, or to credit any overpayment in fees, to Deposit Account 50-0320.